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PTO/SE/Z1 (12-97)
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	Application Number	d to a collection of information unless it displays a valid OWIB control number. 10/566,305	
	Confirmation Number		
TRANSMITTAL	Filing Date	with an effective filing date of July 27, 2004	
FORM	First Named Inventor	James M. DAVENPORT, James N. CURTI, Barry CRANDALL and Peter W. SALTER	
(to be used for all correspondence after initial filing)	Group Art Unit	3743	
	Examiner Name		Fax: (571) 273-8300
Total No. of Pages in this Submission: 3	Attorney Docket Number	SALTER P47AUSP1	
ENCLOSURES (check all that apply)			
☐ Fee Transmittal Form (in Duplicate)	☐ Assignment papers (for an Application)		☐ After Allowance Communication to Group
☐ Fee attached - Check \$	☐ Drawing(s)Annotated Sheet(s) [] Replacement Sheet(s) []		☐ Appeal Communication to Board of Appeals and Interferences
☐ Amendment/Response []	☐ Licensing-related Papers ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition (DELETED - no longer useful) ☐ To Convert a Provisional Petition ☐ Power of Attorney, Revocation Change of Correspondence Address ☐ Terminal Disclaimer		☐ Appeal Communication to Group
□ After Final			(Appeal Notice, Brief, Reply Brief)
☐ Affidavits/declaration(s)			☐ Proprietary Information
☐ Extension of Time Request (in Duplicate)			Status Letter
☐ Express Abandonment Request			Additional Enclosure(s) (please identify below):
☐ Information Disclosure Stmt			Request for Refund[2]
☐ Certified Copy of Priority Document(s)	☐ Small Entity Statement		
☐ Response to Missing Part/s Incomplete Application	☐ Request for Refund		
☐ Response to Missing Parts under 37 CFR 1.52 or 1.53			
REMARKS			
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
	Michael J. Bujold DAVIS & BUJOLD, P.L.L.C.		Reg. No. 32,018 CUSTOMER NO. 020210
Signature	Turbal Byll		
Date February 17, 2009			
CERTIFICATE OF TRANSMISSION			
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on February 17, 2009			
Signature	7,00184	ed)	Date: February 17, 2009 (aag)

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : James M. DAVENPORT, James N. CURTI,

Barry CRANDALL and Peter W. SALTER

Serial no. : 10/566,305

Confirmation No.

Filed :

with an effective filing date of July 27, 2004 RESPIRATORY THERAPY SYSTEM

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ASSEMBLY

Group Art Unit

Examiner

3743

Docket : SALTER P47AUSP1

The Commissioner for Patents U.S. Patent & Trademark Office P. O. Box 1450 Alexandria, VA 22313-1450

REQUEST FOR REFUND

Dear Sir:

Upon filing the Information Disclosure Statement sent on February 6, 2009, the undersigned inadvertently paid a \$180.00 official fee (under fee code 1860) for late submission of an Information Disclosure Statement. Although this prior art was not filed with the United States Patent and Trademark Office within three (3) months of the original filing date of the above identified application, as no official action has yet to issue with respect to this case, it is respectfully submitted that it was not necessary to pay the \$180.00 official fee in order for this information to be filed and be substantively considered by the United States Patent and Trademark Office.

In view of the above, the undersigned hereby requests a refund, in the amount of \$180, be refunded to the office of the undersigned with respect to this case. Alternatively, the United States Patent and Trademark Office is authorized to credit \$180.00 to the below listed deposit account.

10/566,305

In the event that the United States Patent and Trademark Office does not believe that a refund is proper or appropriate in this case, please provide the undersigned with a formal explanation of why the same is not available.

If you have any questions concerning this matter or require further clarification, please contact the undersigned. In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,

Michael J. Buffold, Reg. No. 32,018

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